

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 16**

ADT, LLC)	
)	
)	
and)	Cases: 16-CA-168863, 16-CA-172713,
)	16-CA-179506, 16-CA-181198,
COMMUNICATIONS WORKERS OF)	16-CA-187497, 16-CA-191963
AMERICA.)	

MOTION TO RESCHEDULE HEARING

NOW COMES ADT, LLC (“Respondent”), by its attorneys, OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C., pursuant to 29 CFR 102.16(a), and files this Motion to Reschedule Hearing on the following grounds:

1. The Region issued an Order dated June 28, 2017 consolidating six unfair labor practice charges and scheduling a hearing to begin on October 16, 2017, and expected to continue for two to three days.
2. On September 15, 2017, Respondent received a request for evidence from the Region requesting evidence in eight unfair labor practices charges by September 22, 2017.
3. Respondent is in the process of responding to the Region’s request for evidence.
4. At a conference call with Judge Ringler on September 20, 2017, Counsel for the General Counsel indicated that the Region was in the process of determining whether to pursue a complaint encompassing the eight unfair labor practice charges, including allegations that the Respondent unlawfully withdrew recognition of the Union. Counsel for the General Counsel further indicated that the Region anticipates making a decision as to whether to pursue allegations related to the withdrawal of recognition the week of September 25, 2017.

5. This motion is brought in the event the Region decides to amend the complaint to include allegations that the Respondent unlawfully withdrew recognition of the Union. Such an amended complaint would necessitate an extension of the hearing to eight to ten days which conflicts with lead counsel's availability.

6. Both Counsel for the General Counsel and Counsel for the Charging Party have been apprised of this motion.

7. Counsel for the Respondent will make themselves available any date between November 6-17 or early December 2017.

8. This motion is brought in good faith, and not for the purposes of harassment or delay. Further, no party will be prejudiced by the granting of this motion.

WHEREFORE, Respondent respectfully requests that the Regional Director reschedule the Hearing to a date between November 6-17 or early December 2017.

Dated: September 22, 2017.

Respectfully submitted,

OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.

s/ Jeremy C. Moritz

Jeremy C. Mortiz
Norma Manjarrez
155 North Wacker Drive, Suite 4300
Chicago, IL 60606
312.558.1429 (phone)
312.807.3619 (fax)

Attorneys for ADT, LLC

CERTIFICATE OF SERVICE

I certify that on September 22, 2017, a copy of the foregoing ***Motion to Reschedule Hearing*** was Electronically Filed as a .pdf document via the NLRB's e-filing system and transmitted via U.S. First-Class Mail to:

David Van Os, Esq.
DAVID VAN OS & ASSOCIATES, PC
8626 Tesoro Drive - Suite 510
San Antonio, TX 78217

Arturo Laurel, Esq.
NATIONAL LABOR RELATIONS BOARD, REGION 16
819 Taylor Street, Room 8A24
Fort Worth, TX 76102-6107

s/ Jeremy C. Moritz
One of the attorneys for Respondent

31303665.1